

# SUMMARY REPORT DIGEST

## CHICAGO POLICE DEPARTMENT

LOG NO

1054253

TYPE

CR

DATE OF REPORT

28-MAR-2013

INSTRUCTIONS: To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, NO AFFIDAVIT, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed Five (5) DAYS SUSPENSION.

TO: CHIEF ADMINISTRATOR, INDEPENDENT POLICE REVIEW AUTHORITY

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
	9182			113	

REFERENCE NOS.(LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)

INCIDENT ADDRESS: 3307 W 115TH STREET, MERRIONETTE PARK, IL	DATE / TIME 22-MAY-2012 13:05	BEAT: 3100
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### ACCUSED

NAME	RANK	STAR NO	EMP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	APPOINTED DATE	ON DUTY ?	SWORN ?
OSIKA, THOMAS J	9171	2125		701		M / WHI	1975	2000	UNK	YES

### REPORTING PARTY

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
				M / BLK	

### VICTIMS

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
				M / BLK	

### WITNESSES

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE

\* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

### ALLEGATIONS

See page 3

## SUMMARY

See page 3-5

## ATTACHMENTS

INVESTIGATIVE REPORTS - SUPPORTING ALLEGATIONS LIST ATTACHMENTS NUMBER	INVESTIGATIVE REPORTS - SUPPORTING ACCUSED MEMBERS(S) LIST ATTACHMENTS NUMBER:	PHYSICAL EVIDENCE LIST ATTACHMENTS NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
1,8,27	1,23,28,27,34,29,26	12,35	38

## FINDINGS - RECOMMENDATIONS

Accused: Sgt. Thomas Osika #2125

Allegations: #1-#5 - Unfounded

APPROVED:



IPRA, Supervisor

DATE INITIATED  
(Date incident was received for investigation)

26-MAY-2012

DATE COMPLETED (Date of this report)

28-MAR-2013

ELAPSED TIME  
(Total time expressed in days)

306

Investigator will initiate the Command Channel Review form by  
completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE



IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

## ALLEGATIONS:

On 24 May 12, at 1341 hours, the complainant, [REDACTED] registered this complaint with IPRA Intake Aide, Lisa Tousant. The complainant, [REDACTED] alleged that on 22 May 12, at approximately 1300 hours, in the vicinity of 3307 W. 115<sup>th</sup> St., Merrionette Park, Il. **Sergeant Thomas Osika**: 1) stopped him without justification; 2) grabbed, pushed, slammed, punched and kicked him; 3) directed profanities at him; 4) refused him medical attention upon request; and 5) had "two unauthorized" persons in his city vehicle.

## INVESTIGATION:

In a **statement** with the IPRA on 24 May 12, [REDACTED] stated that on 22 May 12, at approximately 1300 hours, he was in the Dominick's store located in the outdoor mall at 3307 W. 115<sup>th</sup> St., Merrionette Park, Illinois. [REDACTED] left the store and when he was in the parking lot, he observed an unmarked blue squad car with a male white inside. The male white, now known to be Sgt. Thomas Osika, called [REDACTED] over to him. [REDACTED] complied and Sgt. Osika asked him for his "fucking" identification and what was he doing there. Sgt. Osika exited the squad car and reached in [REDACTED] pocket for his ID. Sgt. Osika grabbed [REDACTED] right arm and neck and pushed him toward the hood of the squad car. Sgt. Osika told [REDACTED] to put his hands behind his back because he was under arrest. At that time, [REDACTED] used one of his cell phones to call 911 and provided the dispatcher with Sgt. Osika's name. Sgt. Osika then kicked and punched [REDACTED]. Subsequently, two males who exited from one of the stores in the mall and apparent friends of Sgt. Osika began punching [REDACTED]. Merrionette Park Police arrived and the sergeant told [REDACTED] to leave. At some point [REDACTED] asked Sgt. Osika to call an ambulance because he felt dizzy and his heart rate was high. Sgt. Osika refused to summon an ambulance for him. [REDACTED] further stated that Sgt. Osika was doing personal errands on city time. [REDACTED] believed that Sgt. Osika's two friends were not police officers and were not authorized to ride in Sgt. Osika's police vehicle. [REDACTED] sustained marks on his wrists, a small scab on his left wrist and a small mark on his neck. [REDACTED] sought medical treatment at [REDACTED]. [REDACTED] was not arrested during this incident. (Atts. 7-9)

A **Contact Card** was completed by Sgt. Thomas Osika for his contact with [REDACTED]. The reason for contact was that Sgt. Osika was flagged down by a citizen who reported a suspicious person now known to be [REDACTED]. [REDACTED] was uncooperative during his interview. Sgt. Osika observed what appeared to be a badge/star when [REDACTED] retrieved an FOID card from his pocket. [REDACTED] had multiple security officer/security agent badges on his person. A name check of [REDACTED] was conducted and was clear. Sgt. Osika requested assistance from Merrionette Park Police Department and they responded. Merrionette Park Police Department also documented the contact of [REDACTED] who stated that he is currently homeless. (Atts. 20)

**Merrionette Park Police Department Case Number:** [REDACTED] indicates that Officer Donald Helwig responded to an assist at 3309 W. 115<sup>th</sup> St. Upon arrival, Officer Helwig spoke with Sgt. Osika who told him that as he was driving in the Dominick's parking lot, he was approached by a person. The person told Sgt., Osika that he knew he was not Merrionette Park Police but that a

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guy, now known to be [REDACTED] was walking around in Dominick's store acting suspicious. [REDACTED] did not buy anything in the store and then walked out. When Sgt. Osika stopped [REDACTED] to question him, he noticed a badge hanging out of his pocket and found it to be a Fugitive Recovery Agent badge. [REDACTED] had identification that showed he was an agent. [REDACTED] told Sgt. Osika that he was homeless and Sgt. Osika gave him information as to where he could get shelter. Thereafter, [REDACTED] left the parking lot and boarded a CTA bus. (Att. 28)

A request for a printout of Log Scan for the inquiry of the name [REDACTED] was made. The result of the request was no records found. (Atts. 16-17 & 24-25)

A canvass of the vicinity of 3307 W. 115<sup>th</sup> St., Merrionette Park, Illinois was conducted and discovered that [REDACTED] owner of [REDACTED] observed a portion of the incident. In a telephone conversation with the IPRA, [REDACTED] stated that he was returning from Dominick's when he observed four police officers with an offender in custody. The officers were conversing with each other and the offender was leaning against a police vehicle. According to [REDACTED] the offender appeared calm, quiet, and without any injuries. [REDACTED] stated that he did not have a security camera with a view of the outside of his business. (Att. 18)

The OEMC Audio Transmissions and Event Query indicate that [REDACTED] called 911 and reported that he was being harassed by a police officer in plain clothes who identified himself as Sgt. Osika. [REDACTED] explained to the dispatcher that Sgt. Osika called him over and searched [REDACTED] pockets. When the dispatcher realized [REDACTED] was not in Chicago, the dispatcher transferred the call to the Merrionette emergency personnel. The Merrionette Park Police Department Written Log indicates that 911 Chicago wanted assistance at 3309 W. 115<sup>th</sup> Street and it was a non-emergency traffic stop. The Merrionette Park Police Department Dispatcher understood the caller to say that he was beat up by a cop. The caller was incoherent, mumbling and the dispatcher was unable to hear him. The caller was not answering the questions. Merrionette Park Police responded to 3309 W. 115<sup>th</sup> Street. (Atts. 15, 27 & 29)

Photographs taken by IPRA Investigator James Lukas of [REDACTED], shows a small mark on his left wrist. (Att. 14)

Photographs taken by [REDACTED] of himself are of poor quality and it cannot be determined if there is an injury on him. (Att. 10)

Medical records of [REDACTED] from [REDACTED] show that [REDACTED] was admitted on 22 May 12, at 1740 hours. [REDACTED] told hospital personnel that on 22 May 12, at 1300 hours, he was jumped while at 115<sup>th</sup> and Kedzie. [REDACTED] complained of pain to his left hip/leg, neck and head. [REDACTED] further complained that he was punched and kneed and denied loss of consciousness. [REDACTED] had minimal forehead tenderness and no bruises. His neck is supple and there is bilateral trapezius tenderness and no spinal tenderness. The CAT scan and hip x-ray of [REDACTED] were both negative. Chicago Police was called to file a report and [REDACTED] refused to make a police report. The diagnosis of [REDACTED] examination was classified as contusion status post assault. (Att. 35)

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**Accused Sergeant Thomas Osika** submitted a report to the IPRA and gave essentially a similar account of the incident as indicated in the Contact Card he completed. In addition, Sgt. Osika related that he was working alone and dressed in civilian attire with his black vest cover with name, star number and "Police" embroidered on it. When Sgt. Osika approached [REDACTED] for a field interview he became hostile and uncooperative drawing attention to himself from passersby within the mall lot. Concerned that [REDACTED] may be armed and for safety reasons, Sgt. Osika handcuffed [REDACTED]. [REDACTED] was angry and loud but was handcuffed without incident. During the course of the stop unknown citizens approached and stayed with Sgt. Osika until [REDACTED] was handcuffed. Sgt. Osika did not know or obtain the names of the citizen who were present. [REDACTED] never stated he felt dizzy nor did he request EMS from Sgt. Osika or Merrionette Park PD. Sgt. Osika denied the allegations made against him. (Att. 34)

**CONCLUSION:**

Accused: Sergeant Thomas Osika

Allegation #1: Unfounded—The complainant, [REDACTED] alleged that Sgt. Osika stopped him without justification. Sgt. Osika indicated in the Contact Card and report he submitted that he was flagged down by a citizen who reported a suspicious person, now known to be [REDACTED].

Allegation #2: Unfounded—The complainant, [REDACTED] alleged that Sgt. Osika grabbed, pushed, slammed, punched and kicked him. [REDACTED] told hospital personnel that he was "jumped," but did not blame the police for the pain to his body. Furthermore, [REDACTED] refused to cooperate in completing a case report when the police was summoned by hospital personnel. Medical records of [REDACTED] indicate that he had pain to his left hip/leg, neck and head. [REDACTED] told IPRA that he sustained marks on his wrists, he sustained a small scab on his left wrist and he sustained a small mark on his neck. This investigation revealed no evidence to establish that Sgt. Osika physically maltreated [REDACTED]. Therefore, the R/I recommends that the allegation be classified as Unfounded.

Allegation #3-5: Unfounded—The complainant, [REDACTED] alleged that Sgt. Osika directed profanities at him; refused him medical attention upon request; and had "two unauthorized persons in his city vehicle. The evidence that supports this finding is the same as stated for Allegation # 2 St. Osika.

Summary prepared and typed by Investigator [REDACTED].  
Corrections made by Investigator [REDACTED].


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## Reporting Category

Category	Subcategory	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?
05A EXCESSIVE FORCE / ON DUTY - INJURY	CLOSED HAND STRIKE (PUNCH)	NO ARREST	-	-	-	-	-

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## Accused Members

Review	Name	Status	Accused Overall Finding	Recommended Penalty	No. of Days	Date/Time Served	Created Date	Complimentary History
<a href="#">View</a>	OSIKA, THOMAS	CLOSED/FINAL	UNFOUNDED	-	-	-	24-MAY-2012	N/A

row(s) 1 - 1 of 1

## Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content?	Approve Inclusion?
<a href="#">View</a> 1	FACE SHEET	N/A	-	-	-	TOUSANT, LISA	MAY-24-2012 13:41	-	-	-
<a href="#">View</a> 2	CONFLICT CERTIFICATION	N/A	-	-	-	TILLMAN, PAULA	MAY-26-2012 17:28	-	-	-
<a href="#">View</a> 3	CONFLICT CERTIFICATION	N/A	1	[REDACTED]	YES	VAZQUEZ, AURORA	AUG-06-2012 13:23	APPROVED	-	YES
<a href="#">View</a> 4	CONSENT FOR AUDIO RECORDED INTERVIEW	N/A	1	[REDACTED]	-	HOWARD, MIA	JUN-06-2012 09:03	APPROVED	-	YES
<a href="#">View</a> 5	SWORN AFFIDAVIT - NO COOPERATION	N/A	1	[REDACTED]	-	HOWARD, MIA	JUN-06-2012 09:07	APPROVED	-	YES
<a href="#">View</a> 6	CONSENT BY PATIENT TO DISCLOSURE OF INFORMATION	N/A	1	[REDACTED]	-	HOWARD, MIA	JUN-06-2012 09:08	APPROVED	-	YES
<a href="#">View</a> 7	AUDIO RECORDING	N/A	1	audio interview for [REDACTED]	YES	VAZQUEZ, AURORA	JUN-22-2012 15:22	APPROVED	-	YES
<a href="#">View</a> 8	COMPLAINANT STATEMENT	N/A	50	[REDACTED]	YES	HOWARD, MIA	JUN-26-2012 10:23	APPROVED	-	YES
<a href="#">View</a> 9	INTERVIEW - VICTIM	N/A	2	[REDACTED]	-	HOWARD, MIA	JUN-06-2012 09:10	APPROVED	-	YES
<a href="#">View</a> 10	TO/FROM REPORT	N/A	1	INFORMATION ABOUT VICTIM'S PHOTOGRAPHS	-	HOWARD, MIA	JUN-06-2012 09:11	APPROVED	-	YES
<a href="#">View</a> 11	REPORT (OTHER)	N/A	1	EMAIL FROM [REDACTED]	-	HOWARD, MIA	JUN-06-2012 09:18	APPROVED	-	YES
<a href="#">View</a> 12	PHOTOGRAPH	N/A	10	[REDACTED]	-	HOWARD, MIA	JUN-06-2012 09:19	APPROVED	-	YES
<a href="#">View</a> 13	CRIME SCENE PROCESSING REPORT	N/A	1	[REDACTED]	-	HOWARD, MIA	JUN-06-2012 09:20	APPROVED	-	YES
<a href="#">View</a> 14	PHOTOGRAPH	N/A	9	[REDACTED]	-	HOWARD, MIA	JUN-06-2012 09:21	APPROVED	-	YES
<a href="#">View</a> 15	CHICAGO POLICE DEPARTMENT EVENT QUERY	N/A	3	-	-	HOWARD, MIA		APPROVED	-	YES

<a href="#">View</a>	16	TO/FROM REPORT	N/A	1	REQUEST FOR LOG SCAN/ PSIT ADMINISTRATION	-	HOWARD, MIA	JUN-06-2012 09:22	APPROVED -	YES
<a href="#">View</a>	17	TO/FROM REPORT	N/A	1	REQUEST FOR PRINTOUT OF LOG SCAN	-	HOWARD, MIA	JUN-06-2012 09:23	APPROVED -	YES
<a href="#">View</a>	18	CANVASS SHEETS	N/A	1	-	-	HOWARD, MIA	JUN-06-2012 09:23	APPROVED -	YES
<a href="#">View</a>	19	GPS DATA	N/A	16	-	-	HOWARD, MIA	JUN-06-2012 09:25	APPROVED -	YES
<a href="#">View</a>	20	CONTACT CARD	N/A	2	[REDACTED]	-	HOWARD, MIA	JUN-06-2012 09:25	APPROVED -	YES
<a href="#">View</a>	21	O.E.M.C. (OEMC) REQUEST/HOLD	N/A	1	REQUEST FOR DISC & EVENT QUERIES	-	HOWARD, MIA	JUN-06-2012 09:26	APPROVED -	YES
<a href="#">View</a>	22	CONFLICT CERTIFICATION	N/A	-	-	-	VAZQUEZ, AURORA	JUN-22-2012 15:07	-	-
<a href="#">View</a>	23	O.E.M.C. (OEMC) TAPE TRANSMISSIONS TRANSCRIPTION	N/A	1	OEMC audifiles.txt w/tape (tape in org) file	YES	VAZQUEZ, AURORA	AUG-06-2012 13:26	APPROVED -	YES
<a href="#">View</a>	24	REPORT (OTHER)	N/A	1	Email from [REDACTED]	-	CULBERSON HAYNE, ANGELA	JUL-19-2012 10:58	APPROVED -	YES
<a href="#">View</a>	25	REPORT (OTHER)	N/A	1	Hot Desk Search for Inquiries-No Records Found	-	CULBERSON HAYNE, ANGELA	JUL-19-2012 11:00	APPROVED -	YES
<a href="#">View</a>	26	TO/FROM REPORT	N/A	1	Information Obtained	-	CULBERSON HAYNE, ANGELA	AUG-28-2012 09:24	APPROVED -	YES
<a href="#">View</a>	27	TO/FROM REPORT	N/A	1	Summary of OEMC Transmissions	-	CULBERSON HAYNE, ANGELA	FEB-26-2013 06:35	APPROVED -	YES
<a href="#">View</a>	28	REPORT (OTHER)	N/A	2	[REDACTED] Case Report # [REDACTED]	-	CULBERSON HAYNE, ANGELA	FEB-26-2013 06:38	APPROVED -	YES
<a href="#">View</a>	29	REPORT (OTHER)	N/A	2	[REDACTED] Written Log	-	CULBERSON HAYNE, ANGELA	FEB-26-2013 06:41	APPROVED -	YES
<a href="#">View</a>	30	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	Sgt. Osika Thomas, #2125	-	CULBERSON HAYNE, ANGELA	MAR-28-2013 10:16	APPROVED -	YES
<a href="#">View</a>	31	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	Sgt. Osika Thomas, #2125	-	CULBERSON HAYNE, ANGELA	MAR-28-2013 10:17	APPROVED -	YES
<a href="#">View</a>	32	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	Sgt. Osika Thomas, #2125	-	CULBERSON HAYNE, ANGELA	MAR-28-2013 10:17	APPROVED -	YES
<a href="#">View</a>	33	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	2	Report Required from Accused, Sgt. Osika Thomas, #2125	-	CULBERSON HAYNE, ANGELA	MAR-28-2013 10:18	APPROVED -	YES
<a href="#">View</a>	34	ACCUSED REPORT	N/A	1	Sgt. Osika Thomas, #2125	-	CULBERSON HAYNE, ANGELA	MAR-28-2013 10:19	APPROVED -	YES
<a href="#">View</a>	35	MEDICAL RECORDS	N/A	10	[REDACTED]	-	CULBERSON HAYNE, ANGELA	MAR-28-2013 10:20	APPROVED -	YES
<a href="#">View</a>	36	REQUEST FOR PHOTOS	N/A	1	Crime Scene/Evidence Photos	-	CULBERSON HAYNE, ANGELA	MAR-28-2013 10:21	APPROVED -	YES
<a href="#">View</a>	37	CERTIFIED MAIL RECEIPT	N/A	1	And Domestic Return Receipt- [REDACTED]	-	CULBERSON HAYNE, ANGELA	MAR-28-2013 10:21	APPROVED -	YES
<a href="#">View</a>	38	INVESTIGATOR CASE LOG	N/A	2	-	-	CULBERSON HAYNE, ANGELA	MAR-28-2013 10:22	APPROVED -	YES
<a href="#">View</a>	-	SUMMARY REPORT DIGEST	N/A	5	-	NO	HIRSCH, STEVEN	MAR-29-2013 11:06	APPROVED -	YES

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**Internal Use Only**

No Internal Use Only attachments available.

**Print Accused Appeal Forms**

No Accused Appeal forms available for this Log No.

**Related Incidents** **TIP** Related Incidents listed below are for reference only. These may be viewed using the related application search screens.

No Related Incidents associated with this Log No.

**Status History** **TIP** Every employee included in the Status History is subject to be called for legal or administrative proceedings.

Resulting Status	Status Date/Time	Created By	Position	Employee No.	Assigned/ Detailed Unit	Comments
CLOSED/FINAL	03-JAN-2014 13:34	HAZBIC, AMRA	CLERK 3	████	113 / -	-
PENDING IMPLEMENT ACTION	18-JUN-2013 13:27	GEORGAS, STEVE	DEP CHIEF	████	142 / -	-
PENDING COMMAND CHANNEL REVIEW	02-MAY-2013 12:47	CLARK, THOMAS	LIEUTENANT OF POLICE	████	701 / -	-
PENDING COMMAND CHANNEL REVIEW	02-APR-2013 10:00	SUSNIS, MAUREEN	SERGEANT OF POLICE	████	114 / 121	-
PENDING ADVOCATE REVIEW	01-APR-2013 15:53	SANCHEZ, NELLY	POLICE OFFICER	████	121 / -	-
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	29-MAR-2013 15:13	MCGHEE, CYNTHIA	CLERK 3	████	113 / -	-
CLOSED AT C.O.P.A.	29-MAR-2013 15:09	MCGHEE, CYNTHIA	CLERK 3	████	113 / -	-
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	29-MAR-2013 11:32	HIRSCH, STEVEN	SUPERVISING INV COPA	████	113 / -	-
PENDING INVESTIGATIVE REVIEW	28-MAR-2013 15:16	VAZQUEZ, AURORA	INVESTIGATOR 2 COPA	████	113 / -	-
PENDING INVESTIGATION	26-MAY-2012 17:28	TILLMAN, PAULA	SUPERVISING INV COPA	████	113 / -	-
PENDING ASSIGN INVESTIGATOR	25-MAY-2012 14:20	STOUTENBOROUGH, ANDREA	SUPERVISING INV COPA	████	113 / -	Type Changed from INFO to CR on 25-MAY-2012 14:20 by STOUTENBOROUGH, ANDREA Affidavit information for this Log Number has changed on 25-MAY-2012 14:20 by STOUTENBOROUGH, ANDREA
PENDING ASSIGN TEAM	24-MAY-2012 15:18	ROBERTS, GEORGE	SUPERVISING INVESTIGATOR	████	113 / -	-
PENDING SUPERVISOR REVIEW	24-MAY-2012 13:52	TOUSANT, LISA	INTAKE AIDE	████	113 / -	-
PRELIMINARY	24-MAY-2012 13:41	TOUSANT, LISA	INTAKE AIDE	████	113 / -	-

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**Command Channel Reviewers**

Accused Name	Sequence No.	Reviewer
OSIKA, THOMAS 1		CLARK, THOMAS
OSIKA, THOMAS 2		GEORGAS, STEVE

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